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**FILED**

DEC 8 - 2006

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

9 Attorneys for Defendants  
10 **DISCOVER PROPERTY & CASUALTY INSURANCE**  
11 **COMPANY** (erroneously sued herein as DISCOVER  
12 **PROPERTY AND CASUALTY COMPANY** and  
13 **DISCOVER RE MANAGERS, INC.** (erroneously sued  
14 herein as DISCOVER MANAGERS, INC.)

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
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18 FRANK GHIGLIONE AND  
19 RODGERS TRUCKING,

20 Plaintiff,

21 v.

22 DISCOVER PROPERTY AND  
23 CASUALTY COMPANY,  
24 DISCOVER MANAGERS, INC., and  
25 DOES 1 through 10, inclusive,

26 Defendants.  
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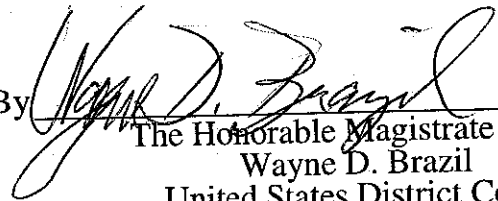
No. C06 01276 SC

*WDB*  
**PROPOSED ORDER GRANTING  
DEFENDANTS REQUEST FOR CLIENT TO  
ATTEND EARLY NEUTRAL EVALUATION  
CONFERENCE VIA TELEPHONE  
CONFERENCE**

29 After review of Defendant's letter dated December 6, 2006, requesting that  
30 Defendants' client representative, Jeffrey L. Fisher, appear at the Early Neutral Evaluation  
31 scheduled for January 10, 2006, via telephone conference and with no objection from  
32 attorneys for plaintiffs:

1 IT IS HEREBY ORDERED that Defendants' client, Jeffrey L. Fisher, may  
2 appear at the Early Neutral Evaluation scheduled for January 10, 2006 via telephone  
3 conference.

4 Dated: 12-8, 2006

5  
6 By   
7 The Honorable Magistrate Judge  
8 Wayne D. Brazil  
9 United States District Court  
10 Northern District of California  
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